

AMENDED IN SENATE MARCH 22, 2011

SENATE BILL

No. 911

Introduced by Senator De León

February 18, 2011

~~An act to amend Section 475 of the Business and Professions Code, relating to professions and vocations. An act to amend Section 53411 of the Government Code, relating to local agency finance.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 911, as amended, De León. ~~Professions and vocations: denial, suspension, and revocation of licenses. Local agency bonds: report.~~

~~Existing law sets forth provisions applicable to the denial, suspension, and revocation of licenses for specified professions and vocations.~~

~~This bill would make a nonsubstantive change to these provisions.~~

Existing law requires the chief fiscal officer of a local agency issuing bonds to file an annual report with the governing body of the local agency with respect to the amount of funds collected and expended generally, and the status of any project required or authorized to be funded from the proceeds of the bonds.

This bill would additionally require the report to include a bond fund transparency component, to include specified information for each expenditure of bond proceeds. It would require this information to also be posted on the agency's Internet Web site.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 *SECTION 1. It is the intent of the Legislature in enacting this*
2 *measure to provide greater transparency and accountability in*
3 *the bond financing process, so the public can readily review how*
4 *the proceeds of taxpayer-authorized bonds are spent.*

5 *SEC. 2. Section 53411 of the Government Code is amended to*
6 *read:*

7 53411. The chief fiscal officer of the issuing local agency shall
8 file a report with its governing body no later than January 1, 2002,
9 and at least once a year thereafter. The annual report shall contain
10 all of the following:

11 (a) The amount of funds collected and expended.

12 (b) The status of any project required or authorized to be funded
13 as identified in subdivision (a) of Section 53410.

14 (c) (1) A bond fund transparency component, including all of
15 the following information for each expenditure of bond proceeds:

16 (A) The name and principal location of each recipient of funds.

17 (B) The amount of the expenditure.

18 (C) The type of transaction.

19 (D) The identity of the local agency or authorized entity making
20 the expenditure.

21 (E) The funding source for the expenditure.

22 (F) A brief description of any item or service purchased pursuant
23 to the expenditure.

24 (2) This information shall also be posted on the agency's
25 Internet Web site in a format accessible to the public.

26 (3) This subdivision shall not be construed to require the
27 disclosure of information deemed confidential or otherwise exempt
28 from disclosure under state or federal law.

29 ~~SECTION 1. Section 475 of the Business and Professions Code~~
30 ~~is amended to read:~~

31 ~~475. (a) Notwithstanding any other provisions of this code,~~
32 ~~the provisions of this division shall govern the denial of licenses~~
33 ~~on the grounds of:~~

34 ~~(1) Knowingly making a false statement of material fact, or~~
35 ~~knowingly omitting to state a material fact, in an application for~~
36 ~~a license.~~

37 ~~(2) Conviction of a crime.~~

1 ~~(3) Commission of any act involving dishonesty, fraud or deceit~~
2 ~~with the intent to substantially benefit himself or another, or~~
3 ~~substantially injure another.~~

4 ~~(4) Commission of any act that, if done by a licentiate of the~~
5 ~~business or profession in question, would be grounds for suspension~~
6 ~~or revocation of license.~~

7 ~~(b) Notwithstanding any other provisions of this code, the~~
8 ~~provisions of this division shall govern the suspension and~~
9 ~~revocation of licenses on grounds specified in paragraphs (1) and~~
10 ~~(2) of subdivision (a).~~

11 ~~(c) A license shall not be denied, suspended, or revoked on the~~
12 ~~grounds of a lack of good moral character or any similar ground~~
13 ~~relating to an applicant's character, reputation, personality, or~~
14 ~~habits.~~